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In re Application of	:	DECISION ON PETITION
Goran Palmers	:	TO WITHDRAW THE
Application No. 10/656,996	:	HOLDING OF
Filed: September 5, 2003	:	ABANDONMENT

For: DEVICE FOR FACILITATING DRIVING A ROLLABLE WALKER AND A ROLLABLE WALKER PROVIDED

This is a decision on applicant's Petition to Withdraw the Holding of Abandonment under 37 CFR 1.181 filed in the United States Patent and Trademark Office on June 23, 2005.

The petition is **DISMISSED**.

A review of the file record indicates that the application was held abandoned for failure to timely file a response to the Office action mailed September 17, 2004, which set a three-month shortened statutory period. No response was received and a Notice of Abandonment was mailed on April 7, 2005.

Petitioner contends that a response was filed on February 17, 2005. In support thereof, petitioner submits a copy of the postcard receipt bearing USPTO stamp dated February 23, 2005.

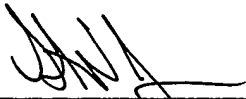
Petitioner's evidence of a timely filing based on a Post Card Receipt is considered to be insufficient. In this regard, any petition to withdraw the holding of abandonment based upon a Post Card Receipt must include the following requirement:

(1) A copy of the original response including a Post Card Receipt having a USPTO date stamp.

The petition fails, under requirement (1), to include a copy of the original response.

Petitioner's evidence of a timely filing based on the postcard receipt is also considered to be insufficient since the date stamped on the post card receipt is February 23, 2005. Applicant's response (with the two-month extension of time) was due February 17, 2005.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(b) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition to Withdraw the Holding of Abandonment Under 37 CFR 1.81."



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SNM/js: 9/16/05